HON'BLE SRI JUSTICE BILAL NAZKI
AND
HON'BLE SRI JUSTICE S. ANANDA REDDY

WRIT PETITION No.15052 of 2007

Date:16-07-2007.

Between :

M/s.Surya Chandra Paper Mills Ltd., Maredubaka,
rep. by its Deputy Accounts Manager.

.....Petitioner

And

The Commissioner of Industries, Government of Andhra Pradesh & another.

.....Respondents.

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ORDER : (Per Hon'ble Sri Justice Bilal Nazki)

The impugned order is an order of assessment passed, according to the petitioner, on a judgment of this Court in **Orient Cement v. State of A.P.**[1]**.** In this judgment, this Court had the occasion of interpreting paragraph 7 of G.O.Ms.No.108, dated 29.05.1996, giving incentives to new industries. In para 18 of the judgment, the base turnover was considered by a Division Bench of this Court. The interpretation placed by the Bench, according to the petitioner, is in conflict with paragraph 7 of the G.O. and also in conflict with the enabling Act. These questions have been considered by the Division Bench and we do not find that the judgment of the Division Bench needs any reconsideration. The writ petition is not, as such, maintainable and is accordingly dismissed. However, the petitioner has the remedies available to him

against the order of assessment, which he is at liberty to avail. No order as to costs.

BILAL NAZKI, J

16th July 2007

S. ANANDA REDDY, J

ajr

[1] 147 STC 133